IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 374 OF 2002

CAMPO VERDE CO-OPERATIVE HOUSING SOCIETY LTD & ANR ....Petitioner

Versus

SMT.MARIA ELENA MENEZES AND ORS., ...Respondents

Ms. M. Conception, Advocate for the petitioners.

, Mr.F.E. Noronha,for r.1

Coram:- J. N. PATEL, J.

Date:- 21st December, 2006

P.C.:

The learned counsel for the respondent submitted that without prejudice to the rights of the respondent in the matter, the respondent is ready to deposit a sum of Rs. 1 lakh in this Court on or before 28.12.2006.

It is submitted by the learned counsel for the respondent that the impugned Judgment and Order passed by the Registrar, Cooperative Societies vide Revision Application No. 2/2001/RCS be quashed and set aside and the Registrar be directed to decide the matter on merits.

In view of this, it will be proper that the respondent/Registrar of Cooperative Societies while exercising his powers of revision, should finally adjudicate the matter rather than remand the matter to the Assistant Registrar of Cooperative Societies so that the dispute is finally settled. The question whether a dispute arises or not is also left open to be decided by the Registrar.

Petition stands disposed of accordingly with no order as to costs.

J. N. PATEL, J.

sl.